



## Southwest Jefferson County Mining Site Residential Soils Remedial Action (Cleanup)

### PROPERTY ACCESS AGREEMENT

(to be completed by property owner)

I have read and agree to the terms and conditions presented below on this form. I understand that this is an agreement granting permission to the United States Environmental Protection Agency (USEPA), its authorized representatives, and the Missouri Department of Natural Resources (MDNR) to enter and perform certain environmental response activities upon the Site described below. By my signature I also acknowledge that I am fully authorized to grant such access.

**Property Location or Address:** 3329 MACNOLIA LANE FESTUS MO 63028

**Property Access Granted By:** TERRY & JACKIE VARNER  
(Please Print Name)

[Signature]  
(Property Owner/Authorized Representative Signature)

12-3-15  
(Date)

### TERMS AND CONDITIONS

**RIGHT OF ENTRY TO PREMISES:** Grantor (the property owner), voluntarily consents to and authorizes USEPA, its authorized representatives, and MDNR, collectively the Grantee, to enter and perform certain environmental response activities upon the premises as described below and in the attached site sketch.

**ENVIRONMENTAL RESPONSE ACTIONS:** The environmental response actions to be performed on said property may include the following activities:

- Conducting a pre-construction site walk
- Excavation of residential surface soil with lead levels above 400 parts per million to a depth of approximately 12 inches
- Locating equipment and machinery on-site in preparation for and in the course of the remedial action or cleanup
- Obtaining samples from the property
- Backfilling with replacement material and, if applicable, re-vegetating
- Any other response actions necessary as included in the 2012 Record of Decision for the Site

**SAMPLING ACTIVITIES:** Grantee agrees to provide Grantor with the results of any and all sampling and/or analysis resulting from Grantee's response activities on the properties.

**RELEASE OF INFORMATION:** Grantor agrees that Grantee may release to the public the analytical results of any samples that the USEPA and/or MDNR collects on said property.

**RESTORATION OF PROPERTY:** The Grantee agrees that said property will be restored as nearly as possible to its original state and condition as found immediately preceding the beginning of activities authorized by this Agreement following completion of the activities.

**AGREEMENT NOT TO INTERFERE:** The Grantor agrees not to interfere or tamper with any of the activities or work done, or the equipment used to perform the activities, or to undertake any actions regarding the use of said property which would tend to endanger the health or welfare of the Grantees or the environment, or to allow others to use the property in such a manner, during the term of this Agreement.

**LIMITATION OF LIABILITY:** USEPA's liability for damages to the property or injuries to persons which result from or are caused by the activities on the property shall be, to the extent permitted, limited to the Federal Tort Claims Act, and the Federal Employee's Compensation Act, 28 U.S.C. § 2671, *et. seq.*, 5 U.S.C. § 8101 *et. seq.*, and 31 U.S.C. § 3701 *et. seq.*

**TERM:** This access agreement shall be operable for the period of time it takes to complete the environmental response activities. Upon completion of the remedial action, all rights and privileges given by the Grantor shall cease, unless extended by a subsequent access agreement.





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### REQUIRED PROPERTY INFORMATION

(to be completed by property owner)

Home owner name: \_\_\_\_\_

Property address: \_\_\_\_\_  
\_\_\_\_\_

Number of permanent residents: \_\_\_\_\_

Number and ages of children younger than 84 months (7 years) living at the property: \_\_\_\_\_

Owner's mailing address: \_\_\_\_\_  
\_\_\_\_\_

Owner's phone number: ( [REDACTED] ) \_\_\_\_\_

If Applicable

Tenant's Name: \_\_\_\_\_

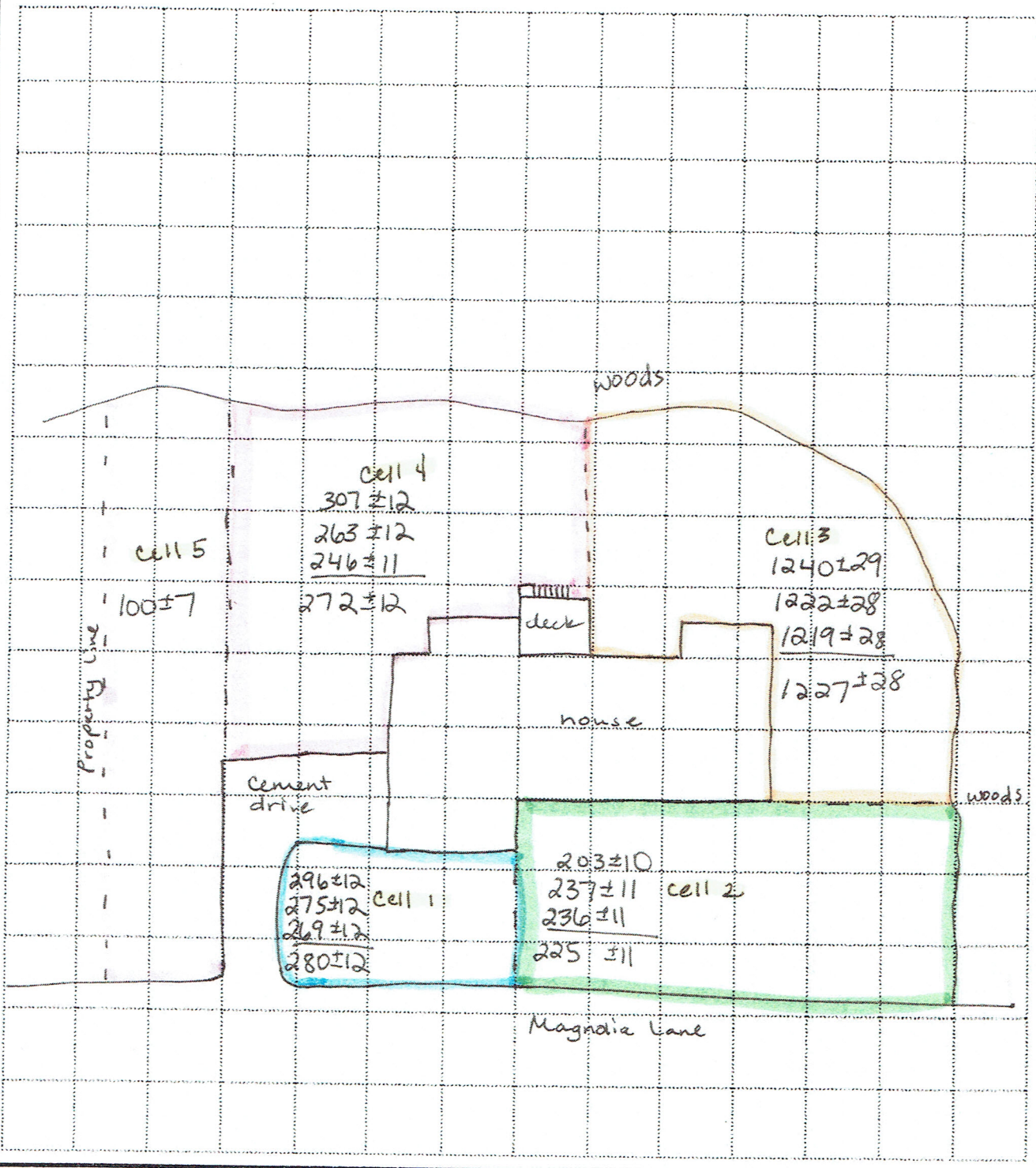
Tenant's Phone Number: ( ) \_\_\_\_\_

Comments: TWO OWNERS (60's) NO CHILDREN LIVING

ON PROPERTY

## Jefferson County Lead Site

## Residential Property Screening Form

Date of Access: 2/11/09 phoneDate of Sampling: 2/17/09 D.O. 0913EPA Site # JC-1192Name: H. Richard CattoorScreening: Innov705 XRF I.D. 2/24/09 Date lj OperatorAddress: 3329 Magnolia Dr.  
Lexington, MO 63028Post-Removal: \_\_\_\_\_  
Reading: \_\_\_\_\_Mailing address on back: \_\_\_\_\_ Yes X No Is Resident the Property Owner? X Yes \_\_\_\_\_ No



### Contact Information

Telephone No.: [REDACTED] Circle all that apply: tenant owner home work cell

Telephone No.: \_\_\_\_\_ Circle all that apply: tenant owner home work cell

Telephone No.: \_\_\_\_\_ Circle all that apply: tenant owner home work cell

Telephone No.: \_\_\_\_\_ Circle all that apply: tenant owner home work cell

Property Owner (if different): \_\_\_\_\_

Mailing Address (if different): \_\_\_\_\_

City: \_\_\_\_\_ Zip: \_\_\_\_\_

### Physical Description of House or Property

*Address on mailbox*

GPS Coordinates:	Latitude <i>38.133524</i>	Longitude - <i>90.328194</i>
Does this property have a private drinking water well? <input checked="" type="radio"/> Yes <input type="radio"/> City water <input type="radio"/> Community <input type="radio"/> County		
Total number of residents <i>2</i>		
Number of children less than 6 years old <i>Grandkids</i>		
Depth of well (if known) <i>500'</i>		
Treatment system in use	<i>yes</i>	Type ( <u>filter</u> , <u>softener</u> , etc.) <i>not at well head</i>
Groundwater Sampling Locations <i>if there is a hose hook up to spigot</i>		

Description of historic mining activities or mining material (e.g., tailings, chat, tiff) present on the property

OU ☒ 2 ☒ Comments/Observations *③ Murray?*

*\* Left message 3-19-09 about excavation*

*3/24/09 declined excavation*



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## Residential Property Screening Form

Date of Access: 2/11/09 phoneDate of Sampling: 2/17/09 D.O. 0913EPA Site # JC-1192Name: H. Richard CattoorScreening: Innov705

XRF I.D.

Date

Operator

Address: 3329 Magnolia Ln.

Post-Removal:

Reading:

Leasus, MO 63028Mailing address on back: Yes ☒ No Is Resident the Property Owner? ☒ Yes NoLS122 ppmLS241 ppmLS336 ppmLS424 ppmLS540 ppmLS628 ppm**REVISED  
DRAWING**